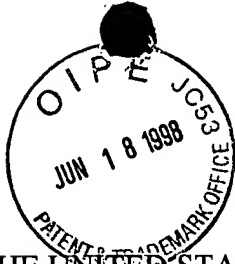


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June 15, 1998



SECTOR
PATENT APPLICATION
Docket No.: GSF97-03A

0290
0270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walter H. Günzburg, David Winder and Robert M. Saller
Application No.: 08/999,690 Group: 1643
Filed: September 8, 1997
For: VECTORS CARRYING THERAPEUTIC GENES ENCODING
ANTIMICROBIAL PEPTIDES FOR GENE THERAPY

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>6-15-98</u>	<u>Karen DiRocco</u>
Date	Signature
<u>KAREN DIROCCO</u>	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

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GROUP 180

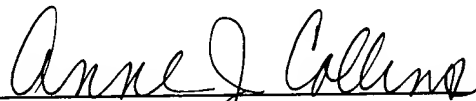
Sir:

This is a Reply to the Notice to File Missing Parts of Application dated April 30, 1998. Please note that the filing fee and an executed Declaration/Power of Attorney document were mailed to the Patent Office on May 6, 1998, in response to a Decision Granting the Petition under 37 C.F.R. §1.181, for filing in the referenced application. A Sequence Listing and Request for Change of Docket number were mailed concurrently. As evidence of this mailing, enclosed herewith are copies of:

1. the Transmittal of Filing Fee and Declaration/Power of Attorney in Response to Decision Granting Petition;
2. the executed Declaration/Power of Attorney document;
3. the copy of the Decision Granting Petition;
4. the Fee Transmittal for Patent Applications;
5. the Transmittal of Sequence Listing and Preliminary Amendment in Compliance with 37 C.F.R. §§1.821-1.825;
6. the postcard receipt of items 1-5 date stamped by the Patent Office on May 11, 1998;
7. the Request for change of Docket Number; and
8. the postcard receipt of item 7 date stamped by the Patent Office on May 11, 1998.

A copy of the Notice to File Missing Parts of Application dated April 30, 1998 is also enclosed.

Respectfully submitted,



Anne J. Collins

Registration No. 40,564

Telephone (781) 861-6240

Facsimile (781) 861-9540

Lexington, Massachusetts 02173-4799

Date:

June 15, 1998

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER: 08/999,690 FILING/RECEIPT DATE: 09/08/97 FIRST NAMED APPLICANT: GUNZBURG ATTORNEY DOCKET NO./TITLE: W GSP97-93

HAMILTON BROOK SMITH & REYNOLDS
TWO MILITIA DRIVE
LEXINGTON MA 02173-4799

0242/0430

NOT ASSIGNED

1643

DATE MAILED:

04/30/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 1112

☒ The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 192, including any multiple dependent claim fees, are required.

\$ 82 for 1 independent claims over 3.

\$ 110 for 5 dependent claims over 20.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☒ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.22(m)).

☒ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☒ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (793) 308-1202